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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 LUIS VEGA,

No. CIV-S-02-1977 MCE/KJM P

12 Plaintiff,

13 v.

ORDER

14 EDWARD S. ALAMEIDA, ET AL.,

15 Defendants.
16 _____/

17 Plaintiff, a state prisoner proceeding pro se, has filed
18 this civil rights action seeking relief under 42 U.S.C. § 1983.
19 The matter was referred to a United States Magistrate Judge
20 pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No.
21 262.

22 On June 20, 2005, the magistrate judge filed findings and
23 recommendations herein which were served on all parties and which
24 contained notice to all parties that any objections to the
25 findings and recommendations were to be filed within twenty days.

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1 Defendant Branich has filed objections to the findings and
2 recommendations.

3 In accordance with the provisions of 28 U.S.C.
4 § 636(b)(1)(C) and Local Rule 72-304, this court has conducted a
5 de novo review of this case. Having carefully reviewed the
6 entire file, the court finds the findings and recommendations to
7 be supported by the record and by proper analysis.

8 Accordingly, IT IS HEREBY ORDERED that:

9 1. The findings and recommendations filed June 20, 2005,
10 are adopted in full;

11 2. Defendant Branich's September 17, 2004 motion to dismiss
12 is denied; and

13 3. Defendant Branich is ordered to file her answer within
14 twenty days.

15 DATED: September 7, 2005

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19 MORRISON C. ENGLAND, JR.
20 UNITED STATES DISTRICT JUDGE
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